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 6 Nunn, Anne Lucero and Cabrillo Community College
 District
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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

11 GREGORY NICHOLAS STESHENKO,

12 Plaintiff,

13 v.

14 THOMAS MCKAY, DOROTHY NUNN and
 ANNE LUCERO, of the Cabrillo Community
 15 College District; CABRILLO COMMUNITY
 COLLEGE DISTRICT; KRISTINE SCOPAZZI,
 16 BERTHALUPE CARRILLO, and JANE DOE,
 of Watsonville Community Hospital;
 17 WATSONVILLE COMMUNITY HOSPITAL,

18 Defendants.
 19

CASE NO: C 09 05543 RS

STIPULATION RE: SERVICE OF
 PROCESS UPON AND APPEARANCE
 BY DEFENDANT THOMAS MCKAY;
 ORDER THEREON

20 The parties to this litigation do now stipulate and agree as follows:

21 1. Plaintiff has not yet accomplished service of summons and complaint upon Defendant
 22 Thomas McKay, but has accomplished service of process upon Cabrillo Community College District
 23 and its employees Dorothy Nunn and Anne Lucero, who have responded to the Plaintiff's complaint
 24 by filing a motion to dismiss.

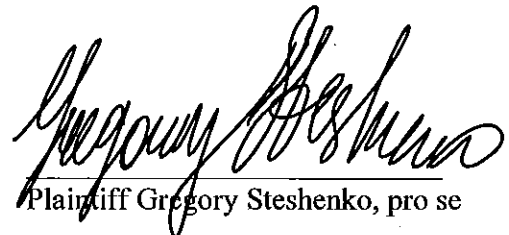
25 2. In order to save Plaintiff the time and expense of accomplishing service of summons and
 26 complaint upon Defendant McKay, and to save Defense counsel the time and expense of filing a
 27 separate responsive pleading on behalf of Defendant McKay once he has been served, the parties
 28 agree that effective the date of their execution of this Stipulation, Defendant McKay will have been

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served with summons and complaint, and that for the purpose of deciding Defendants District's Nunn's and Lucero's motion to dismiss, the Court shall construe that motion as if it included, as a moving party, Defendant McKay; and to that extent Defendant McKay is relieved of any further obligation to file an initial responsive pleading.

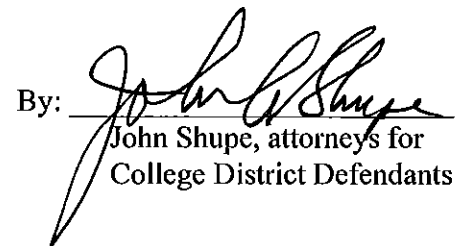
IT IS SO STIPULATED.

Dated: 2/22, 2010


Plaintiff Gregory Steshenko, pro se

Dated: 2/24, 2010

Lynch and Shupe, LLP

By: 
John Shupe, attorneys for
College District Defendants

ORDER

The Court, having reviewed the stipulation of the parties, and finding good cause, does hereby adopt the stipulation as the Order of the Court with respect to service of process upon, and appearance by, Defendant McKay.

Dated: February 24, 2010


Judge, United States District Court

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